

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF OHIO  
EASTERN DIVISION**

**BERLIN TOWNSHIP BOARD  
OF TRUSTEES,**

**Plaintiff,**

**v.**

**Case No. 2:22-cv-2795  
Judge Edmund A. Sargus, Jr.  
Magistrate Judge Elizabeth Preston Deavers**

**TOWERCO 2013, LLC *et al.*,**

**Defendants.**

**ORDER**

This matter is before the Court on Plaintiff's Motion to Remand to State Court (ECF No. 9). Defendant TowerCo 2013, LLC subsequently filed a Notice voluntarily dismissing its counterclaim and indicating that it does not oppose the motion to remand to state court. (*See* Notice, ECF No. 10.) Therefore, the Court **GRANTS** the motion (ECF No. 9) and **REMANDS** the case to the Delaware County Common Pleas Court. The Clerk is directed to close this case.

**IT IS SO ORDERED.**

**8/26/2022  
DATE**

**s/Edmund A. Sargus, Jr.  
EDMUND A. SARGUS, JR.  
UNITED STATES DISTRICT JUDGE**